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FOR THE NORTHERN DISTRICT OF NEW YORK**

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Paul Evangelista,  
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July 24, 2017

Hon. Thomas J. McAvoy, Senior U.S. District Judge  
Federal Building and U.S. Courthouse  
15 Henry Street  
Binghamton, New York 13901

**Re: United States v. Robert Twiss  
Case No. 17-CR-059 (TJM)**

Dear Judge McAvoy:

Robert Twiss is scheduled to appear for sentencing on August 15<sup>th</sup>. On his behalf, I respectfully ask for a one-month postponement of sentencing. The government does not object.

As the Court might recall, Mr. Twiss asked this Court to grant release following his guilty plea in part because he suffered a fire recently at his home, and the need to repair the damage was urgent. He sought to make the repairs himself. Those repairs were necessary even if he were to face further custody because that home is Mr. Twiss's fiancée's primary residence.

Mr. Twiss, who kept me abreast of his activities post-plea, initially struggled to find employment that would allow him to earn enough money to purchase materials to make the repairs. Within the last few weeks, he found employment at a resort/camp in the Catskills. He has been able to purchase some materials and to start the repairs, but he has more work to do and does not expect to be able to complete the work by mid-August. Also, he expects to have employment at the resort/camp until sometime in September when the camp closes for the season, and he would like at least to finish what he started

for the benefit of the person who was willing to hire him, particularly in the event he would face a sentence involving further custody. Last, his girlfriend has recently learned of the need to undergo certain medical testing to evaluate symptoms of coronary artery disease, and he wants to support her through her upcoming medical appointments.

I thank the Court for its consideration of this request.

Very truly yours,

*/s/Timothy E. Austin*

Timothy E. Austin  
Assistant Federal Public Defender

Cc: AUSA Richard Belliss  
Sr. USPO Ed Cox (via email)  
Robert Twiss

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**Re: United States v. Robert Twiss  
Case No. 16-MJ-529 (CFH)**

**CERTIFICATE OF SERVICE**

**I hereby certify that on July 24, 2017, I electronically filed the foregoing letter request with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following:**

**AUSA Richard Belliss**

**I also served the upon Sr. USPO Ed Cox by emailing a .pdf copy to  
Ed\_Cox@nynp.uscourts.gov.**

**/s/Timothy E. Austin**

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